

### REMARKS

Please note that paragraph [0002] had been amended by Preliminary Amendment on November 7, 2006, which amendment is not reflected in the published version of the application.

The present amendment is in accord with the Filing Receipt mailed February 1, 2007.

The amended paragraph reads:

This application is a 371 of PCT/US04/41067, filed December 10, 2004, which claims benefit of U.S. Provisional Application Serial No. 60/528,214, filed on December 10, 2003, and U.S. Provisional Application Serial No. 60/588,379, filed on July 16, 2004, which are incorporated entirely herein.

### CONCLUSION

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 19-2380. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

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